

## **Public Involvement Path Forward for EMDF ROD**

As discussed during Leadership Team and Emerging Issues Team meetings, three primary areas have been identified that may require additional public involvement concerning the issuance of the EMDF Record of Decision.

These areas are:

- Waste Acceptance Criteria (WAC)
- Site Selection
- Wastewater discharge limits – encompassing both radiological and non-radiological discharges (these are separated in the EIT proposal but could be handled as one topic or two)

### **Waste Acceptance Criteria**

While DOE does not agree that further formal public comment is required by statute, it does agree with TDEC and EPA that receipt of public comment on the WAC is warranted to fully address public concerns regarding the proposed EMDF. DOE will arrange a public forum to brief the public on the WAC and take comments once informal agreement is achieved among the FFA parties on the WAC. It is anticipated agreement on the WAC will be achieved by the end of May 2021 and ROD issuance in June 2021, therefore a public forum will be scheduled for August 2021, meeting restrictions permitting. This will allow for adequate public review of the WAC.

Public comment received during this period will be captured in a responsiveness summary.

- If there are no comments that alter remedy selection and schedule permits, the responsiveness summary may be captured in the D2 version of the EMDF ROD.
- If there are no comments that alter remedy selection, but schedule does not permit inclusion in the D2 ROD, then the responsiveness summary may be captured as an Non-significant Change to the approved EMDF ROD.
- If public comment is deemed to require a change to the selected remedy, then DOE will consult with TDEC and EPA on a path forward.

### **Site Selection**

For the topics of Site Selection, the FFA parties agree further public involvement in the form of public information sessions and question and answer events will aid in public acceptance of the selected remedy. This information sessions can be held after the public forum for the WAC. Tentatively, September 2021 for a Site Selection information session. At this time, it is not anticipated to take formal public comment on these topics.

### **Wastewater discharges**

This topic encompasses two related areas. The first is the process for treating landfill wastewater prior to discharge and the mercury limit established for those discharges. The second is the radiological discharge limit established for the wastewater as determined by the Dispute Resolution Decision issued by the EPA Administrator on Dec 31, 2020. Tentatively, the information session(s) would be scheduled for October 2021. These two topics can be addressed in one session or two as determined by the FFA parties. At this time, it is not anticipated to take formal public comment on these topics.